

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DAVID HUX,

Plaintiff,

v.

**MICHAEL J. ASTRUE,
COMMISSIONER OF SOCIAL
SECURITY,**

Defendant.

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Civil Action No. 11-1306

**Chief Judge Gary L. Lancaster
Chief Magistrate Judge Lisa Pupo
Lenihan**

ORDER

AND NOW, this 28th day of September, 2012, after the Plaintiff, David Hux, filed an action in the above-captioned case seeking review of the Social Security Commissioner's final determination disallowing a claim for Supplemental Security Income Benefits, and after cross-motions for summary judgment were submitted by the parties, and after a Report and Recommendation was filed by the Chief United States Magistrate Judge granting the parties a period of time after being served with a copy to file written objections thereto, and upon independent review of the motions and the record, and upon consideration of the Chief Magistrate Judge's Report and Recommendation,

IT IS ORDERED that the Plaintiff's Motion for Summary Judgment (ECF No. 10) is **DENIED**.

IT IS FURTHER ORDERED that the Commissioner of Social Security's Motion for Summary Judgment (ECF No. 12) is **GRANTED**.

IT IS FURTHER ORDERED that the decision of the Commissioner of Social Security is **AFFIRMED**.

IT IS FURTHER ORDERED that the Report and Recommendation of the Chief Magistrate Judge (ECF No. 14) is adopted as the opinion of this Court.

A handwritten signature in black ink, appearing to read "GL Lancaster", written over a horizontal line.

Gary L. Lancaster,
Chief United States District Judge

cc: Lisa Pupo Lenihan,
Chief United States Magistrate Judge

All Counsel of Record